

NOTICE: ANNOUNCEMENT OF AVAILABILITY OF DRAFT PERMIT MODIFICATION

PERMIT NO.: WA-003197-6

APPLICANT: Weyerhaeuser Company
Smith Island Site
West of SR 529
Everett, Snohomish County

Weyerhaeuser Company – Smith Island Site has applied for a National Pollutant Discharge Elimination System (NPDES) permit modification in accordance with the provisions of Chapter 90.48 Revised Code of Washington (RCW), Chapter 173-220 Washington Administrative Code (WAC), and the Federal Clean Water Act.

As a result of a permit appeal by Weyerhaeuser Company and the ensuing Stipulation and Agreed Order of Dismissal, Ecology agreed to modify the permit to allow the Permittee: 1) to extend the submittal date of the *Receiving Water and Effluent Study Plan* to August 1, 2004; 2) to extend the submittal date of the *Receiving Water and Effluent Study Report* to be extended to November 1, 2005; 3) the option to either conduct a new receiving water sampling project for the receiving water analysis study, or use existing receiving water quality information, as approved by Ecology; 4) to discharge effluent only during a flood and ebbing tide; 5) the option to use other approved EPA or SM methods, rather than the specific methods required by Ecology in the previous permit; 6) to use an Ecology-approved calculation method in lieu of continuous flow monitoring to determine the volume of effluent discharged from Outfall #001; and 7) to calculate the dilution ratio available in the receiving water pursuant to an Ecology-approved method. Ecology shall use the calculated dilution ratio to recalculate the effluent limit for pH.

A tentative determination has been made on the effluent limitations and special permit conditions that will prevent and control pollution. A final determination will not be made until all timely comments received in response to this notice have been evaluated.

PUBLIC COMMENT AND INFORMATION

A tentative determination has been made on the above special permit conditions which are intended to prevent and control pollution. A final determination will not be made until all timely comments received in response to this notice have been evaluated.

PUBLIC COMMENT AND INFORMATION

The draft permit and statement of basis may be viewed at the Department of Ecology (Department) website: http://www.ecy.wa.gov/programs/wq/permits/northwest_permits.html The application, fact sheet, proposed permit, and other related documents are also available at the Department's Northwest Regional Office for inspection and copying between the hours of 8 a.m. and 4:30 p.m., weekdays. To obtain a copy or to arrange to view copies at the Northwest Regional Office, please call Sally Perkins at (425) 649-7190, e-mail sper461@ecy.wa.gov, or write to the address below.

Interested persons are invited to submit written comments regarding the proposed permit modification. All comments must be submitted within 30 days after publication of this notice to be considered for the final determination. Comments should be sent to:

Permit Coordinator
Department of Ecology
Northwest Regional Office
3190 - 160th Avenue SE
Bellevue, WA 98008-5452

E-mail comments should be sent to tmil461@ecy.wa.gov.

Any interested party may request a public hearing on the proposed permit modification within 30 days of the publication date of this notice. The request for a hearing shall state the interest of the party and the reasons why a hearing is necessary. The request should be sent to the above address. The Department will hold a hearing if it determines that there is significant public interest. If a hearing is to be held, public notice will be published at least 30 days in advance of the hearing date. Any party responding to this notice with comments will be mailed a copy of a hearing public notice.

Please bring this public notice to the attention of persons who you know would be interested in this matter. The Department is an equal opportunity agency. If you have a special accommodation needs, please contact Tricia Miller at 425-649-7201, tmil461@ecy.wa.gov, or 1-800-833-6388 (TTY).

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